R.R. No. 2373/07
Presented by Shri K.Mandal Adv.
Dated 15.6.07

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BEFORE THE HON'BLE HIGH COURT OF JUDICATURE AT BILASPUR (CHHATTISGARH)

M.C.C. NO. 262 /2007

APPLICANT : M/s. J.K.Transport Co., Malviya Nagar, Durg.

Vs.

RESPONDENT : The Income Tax Officer, Ward-1, Bhilai.

APPLICATION FOR RESTORATION OF INCOME TAX APPEAL NO. 32 OF 2001 DISMISSED BY THE DIVISION BENCH OF HON'BLE SHRI JAGDISH BHALLA, ACTING CHIEF JUSTICE AND HON'BLE SHRI DILIP RAOSAHEB DESHMUKH, J VIDE ORDER DATED 19.06.2007

HIGH COURT OF CHHATTISGARH AT BILASPUR

Division Bench

Coram : **Hon'ble Shri Jagdish Bhalla, Acting C.J. &**
Hon'ble Shri Dilip Raosaheb Deshmukh, J.

M.C.C. No.262 of 2007

Applicant — M/s J.K.Transport Co., Malviya Nagar, Durg

versus

Respondent — The Income Tax Officer, Ward-1, Bhilai

Present : Shri P.R.Patankar, counsel for the applicant.
Shri Amit Choudhary, counsel for the non-applicant.

ORAL ORDER

(Passed on 24th August, 2007)

The following oral order of the Court was passed by **Hon'ble Shri Jagdish Bhalla, Acting Chief Justice** :

Heard on I.A.No.1, an application for condonation of delay in filing the application for restoration, i.e., the M.C.C.

The ground mentioned in the application for condonation of delay is sufficient.

Learned counsel for the non-applicant does not have any objection if the delay is condoned.

Accordingly, I.A.No.1 is allowed and the delay in filing this M.C.C. is condoned.

Also heard on admission.

The ground mentioned in the application for restoration of Income Tax Appeal No.32/2001 is sufficient.

Learned counsel for the non-applicant does not have any objection if the Income Tax Appeal is restored.

Accordingly, this M.C.C. is allowed and Income Tax Appeal No.32/2001 is restored to its original number.

List Income Tax Appeal No.32/2001 before the appropriate Bench. It shall not be treated as part heard by this Bench.

Sd/-
Acting Chief Justice

Sd-/
Dilip Raosaheb Deshmukh
Judge

Gopal